



"Promoting consumer
choice and innovation
through advanced
facilities-based networks."

BRINGING FULLY COMPETITIVE BROADBAND TO AMERICA¹

FILED ELECTRONICALLY

July 12, 2007

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: *Ex Parte* Discussions on MB Docket No. 05-311 and MB Docket No. 07-29

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, the BSPA and Knology submits this notice of an *ex parte* presentation in the above-captioned proceedings.

On July 12, 2007 I had meetings on behalf of Knology and the Broadband Service Providers Association (BSPA) with Michelle Carey, Legal Advisor to Chairman Martin to discuss the Commission's rulemaking on the Further Notice of Proposed Rulemaking for the current Franchising Proceeding MB Docket No. 05-311 and the rulemaking for the further extension of the program access rules MB Docket No. 07-29.

At these meetings we discussed the comments and reply comments submitted in the 05-311 proceeding by Knology, The City of Montgomery Alabama, and The City of Huntsville Alabama, and potential implications of franchise rules being considered by the FCC as they might apply to existing competitive franchises as recommended in the Further Notice for Proposed Rulemaking for franchise reform. We also discussed the likely timing for a decision on the 07-29 program access proceeding and issues related to the terrestrial loophole that have been discussed in filings in this proceeding.

Respectfully submitted for,
**Knology, and
Broadband Service Providers Association**

By: /s/

¹ The current members of BSPA, all of which are last-mile, facilities-based providers, are: Everest Connections, Hiawatha Broadband, Knology, PrairieWave Communications, RCN, and SureWest Communications. BSPA is located at 1601 K Street, NW, Washington, DC 20006. Phone: 202.661.3945

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cc: Michelle Carey